

1 BILL NO. R-85-05-35

2
3 RESOLUTION NO. R-

80-85

4 A RESOLUTION of the Common Council
5 of the City of Fort Wayne, Indiana
6 setting forth the policy of the City
7 of Fort Wayne, Indiana in regards to
8 the annexation of the Ferguson Road
9 Annexation Area.

10 WHEREAS, the annexation of territory to the City of
11 Fort Wayne is a legislative function; and

12 WHEREAS, the Common Council of the City of Fort Wayne
13 is called upon in the preparation of the City budget to provide
14 for the furnishing of municipal services to the entire City,
15 including newly annexed areas; and,

16 WHEREAS, the Common Council of the City of Fort Wayne
17 has before it an Ordinance for the annexation of the Ferguson
18 Road Annexation Area, more specifically described as follows,
19 to-wit:

20 A parcel of land located in Sections 5, 8, and 9,
21 Township 29 North, Range 12 East, Allen County, Indiana
22 and more particularly described as follows:

23 COMMENCING at the Northwest corner of the Southwest
24 One-quarter of Section 5, Township 29 North, Range 12
25 East, Allen County, Indiana; thence East along the
26 East-West centerline of said Section 5 a distance of 45
27 feet to the point of beginning. BEGINNING at the above
28 described point; thence continuing East along the East-
29 West centerline of said Section 5 a distance of 3918.0
30 feet to the Northeast corner of the West One-half of
31 the Southeast One-quarter of said Section 5; thence
32 South along the East line of the West One-half of said
Southeast One-quarter a distance of 736.3 feet; thence
deflecting right 90 degrees 00 minutes a distance of
101.1 feet; thence deflecting left 90 degrees 00
minutes a distance of 173.5 feet; thence deflecting
right 33 degrees 09 minutes a distance of 88.3 feet;
thence deflecting left 90 degrees 18 minutes a distance
of 82.0 feet to the Westerly right-of-way line of the
Indianapolis Road; thence deflecting right 89 degrees
24 minutes a distance of 380.0 feet along the Westerly
right-of-way line of the Indianapolis Road; thence
continuing along the Westerly right-of-way line of the
Indianapolis Road on a curve to the left having a
radius of 7,122 feet a distance of 732.8 feet to a
point 960.0 feet Northeasterly of the centerline of
Runway 13-31 measured at a right angle to the center-
line of the runway; thence deflecting left on a line
parallel with the centerline of Runway 13-31 Southeast-
erly a distance of 983.2 feet; thence South a distance

of 2.5 feet to the South line of said Section 5 (also the North line of Section 8, Township 29 North, Range 12 East, Allen County, Indiana); thence continuing South a distance of 40.0 feet to the South right-of-way line of the Ferguson Road; thence East along said South right-of-way line and parallel with the North line of said Section 8 a distance of 1370.5 feet to the East line of Section 8 and the West line of Section 9, Township 29 North, Range 12 East, Allen County, Indiana; thence East along said South right-of-way line and parallel with the North line of said Section 9 a distance of 2474.1 feet to the centerline of the N&W Railroad right-of-way line; thence South along said centerline a distance of 20.0 feet; thence continuing East along the South right-of-way line of Ferguson Road and parallel to the North line of Section 9 a distance of 1603.8 feet; thence South and parallel with the East line of the West One-half of the Northwest One-quarter of said Section 9 a distance of 2589.35 feet to the East-West centerline of said Section 9; thence West along the East-West centerline of said Section 9 a distance of 1630.70 feet to the existing City Limits as established by Annexation Ordinance X-57-03-15 at a point 289.42 feet West and 2648.5 feet south of the Northeast corner of the West One-half of said Section 9 and along the existing City Limits as follows: North along the existing City Limits line a distance of 595.9 feet; thence West a distance of 9.0 feet; thence North and parallel with the North-South centerline of said Section 9 a distance of 113.3 feet; thence deflecting left 90 degrees 00 minutes a distance of 457.0 feet; thence deflecting right 90 degrees 00 minutes a distance of 1114.8 feet; thence deflecting 44 degrees 48 minutes right a distance of 367.0 feet; thence deflecting left 90 degrees 00 minutes a distance of 250.8 feet; thence deflecting right 68 degrees 10 minutes a distance of 1072.6 feet; thence deflecting right 23 degrees 30 minutes a distance of 1892.0 feet across the common North-South line of said Section 8 and 9 into said Section 8; thence deflecting left 45 degrees 34 minutes a distance of 894.2 feet; thence deflecting left 64 degrees 25 minutes a distance of 825.0 feet; thence deflecting left 71 degrees 35 minutes and parallel with the North-South centerline of said Section 8 a distance of 2166.2 feet to the East-West centerline of said Section 8; thence West along the East-West centerline of said Section 8 a distance of 346.50 feet to the West right-of-way line of Keller Road; thence North and departing from the existing City Limits line along said West right-of-way line a distance of 2028.98 feet; thence deflecting left 134 degrees 40 minutes a distance of 114.8 feet; thence deflecting right 82 degrees 00 minutes a distance of 489.0 feet to the West right-of-way line of Indianapolis Road; thence Southwesterly along said right-of-way line on a curve to the left of 0 degrees 48 minutes a distance of 642.0 feet; thence deflecting right 90 degrees 00 minutes from the tangent to the curve at that point a distance of 189.4 feet; thence deflecting left 91 degrees 54 minutes a distance of 306.00 feet to the West line of the East One-half of the Northwest One-quarter of said Section 8; thence North along the West line of the East One-half of the Northwest One-quarter of said Section 8, a distance of 773.95 feet to

1 the South right-of-way line of Ferguson Road; thence
2 West along said South right-of-way line and parallel
3 with the North line of said Section 8 a distance of
4 1284.67 feet to the East right-of-way line of Smith
5 Road; thence North along said East right-of-way line
6 and parallel with the West line of said Section 8 a
7 distance of 16.5 feet to the North line of said Section
8 8 (also the South line of said Section 5); thence
9 continuing North along the East right-of-way line of
10 Smith Road and parallel with the West line of said
11 Section 5 a distance of 2653.8 feet to the point of
12 beginning, said area contains 433.6 acres more or less.

13
14 NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
15 THE CITY OF FORT WAYNE, INDIANA:

16 SECTION 1. That in the case of the Ferguson Road
17 Annexation, it is the policy of the City of Fort Wayne to
18 follow the provisions of Section 1.1 of Chapter 2 of the
19 Municipal Code of the City of Fort Wayne, Indiana of 1974, as
20 amended, with regards to the provision of non-capital and
21 capital services to the annexation area.

22 SECTION 2. That it is the policy of the City of Fort
23 Wayne to follow the annexation fiscal plan for said described
24 territory, as prepared by the Division of Community Develop-
25 ment and Planning, which is attached hereto and incorporated
26 herein.

27 SECTION 3. That said plan sets forth cost estimates of
28 the services to be provided, the methods of financing these
29 services, the plan for the organization and extension of these
30 services, delineates the non-capital improvement services to be
31 provided within one (1) year of annexation, the capital
32 improvement services to be provided within three (3) years of
33 annexation, and the plan for hiring employees of other govern-
34 mental entities whose jobs will be eliminated by this annexa-
35 tion.

36 SECTION 4. That said plan is hereby approved and
37 adopted by the Common Council of the City of Fort Wayne,

1 Indiana and shall be in full force and effect upon the effect-
2 ive date of the Ferguson Road Annexation Ordinance.
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5 _____
6 COUNCILMEMBER

7 APPROVED AS TO FORM AND LEGALITY
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10 _____
11 BRUCE O. BOXBERGER, CITY ATTORNEY
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Fox River Bond
25% COTTON

1 BILL NO. R-85-0535

2 RESOLUTION NO. R-_____

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4 of the City of Fort Wayne, Indiana
5 setting forth the policy of the City
6 of Fort Wayne, Indiana in regards to
7 the annexation of the Ferguson Road
8 Annexation Area.

9 WHEREAS, the annexation of territory to the City of
10 Fort Wayne is a legislative function; and

11 WHEREAS, the Common Council of the City of Fort Wayne
12 is called upon in the preparation of the City budget to provide
13 for the furnishing of municipal services to the entire City,
14 including newly annexed areas; and,

15 WHEREAS, the Common Council of the City of Fort Wayne
16 has before it an Ordinance for the annexation of the Ferguson
17 Road Annexation Area, more specifically described as follows,
18 to-wit:

19 Part of the Southwest Quarter of Section 5, Township 29
20 North, Range 12 East; part of the Southeast Quarter of
21 Section 5, Township 29 North, Range 12 East; part of
22 the Northeast Quarter of Section 9, Township 29 North,
23 Range 12 East; part of the Northwest Quarter of Section
24 9, Township 29 North, Range 12 East; part of the
25 Northeast Quarter of Section 8, Township 29 North,
26 Range 12 East, and part of the Northwest Quarter of
27 Section 8, Township 29 North, Range 12 East all in
28 Allen County, Indiana, more particularly described as
29 follows:

30 Beginning at the intersection of the east right-of-way
31 line of Smith Road and the centerline of Section 5,
32 Township 29 North, Range 12 East; thence proceeding
easterly along said centerline a distance of 3,945 feet
more or less to the centerline of the southeast quarter
of Section 5, Township 29 North, Range 12 East; thence
south along said centerline a distance of 736.3 feet
more or less to the northeast corner of Tract 20,
Section 5, Township 29 North, Range 12 East; thence
westerly along the North property line of Tract 20 a
distance of 101.1 feet more or less to the northwest
corner of Tract 20, thence southerly a distance of
173.5 feet more or less along the West property line of
Tract 20; thence continuing southwesterly a distance of
88.3 feet more or less along the West property line of
Tract 20 to the southwest corner of said Tract 20;
thence southwesterly a distance of 82 feet more or less
along the South property line of Tract 20 to the west
right-of-way line of Indianapolis Road; thence in a
southerly direction along said right-of-way to a
point of intersection with the south right-of-way line

1 of Ferguson Road; thence following the south right-of-
2 way of Ferguson Road in an easterly direction to the
3 northeast corner of Tract 1, Section 9, Township 29
4 North, Range 12 East; thence south and parallel to the
5 centerline of the Northeast quarter of Section 9 a
6 distance of 2,570 feet more or less along the East line
7 of Tract 1 to the centerline of Section 9; thence
8 westerly along the centerline of Section 9 a distance
9 of 1,625 feet more or less to the existing City Limits
10 line; thence following in a northerly direction along
11 the City Limits line as established by Annexation
12 Ordinance X-57-03-15 to a point of intersection of the
13 existing City Limits line and the west right-of-way
14 line of the Keller Road; thence north along the
15 west right-of-way of the Keller Road a distance of
16 2,015 feet more or less to the southeast corner of
17 Tract 22, Section 8, Township 29 North, Range 12 East;
18 thence southwesterly along the existing property line
19 of Tract 22 a distance of 115.5 feet more or less;
20 thence northwesterly along the existing property line
21 of said tract a distance of 364.2 feet more or less to
22 a point on the southeasterly right-of-way line of
23 Indianapolis Road (State Road 3); thence proceeding on
24 the projected same line across vacated Indianapolis
Road a distance of 120 feet more or less to a point on
the northwesterly right-of-way of the vacated Indian-
apolis Road; thence proceeding along the said right-of-
way line in a southwesterly direction a distance of 475
feet more or less to the southeast corner of Tract 18,
Section 8, Township 29 North, Range 12 East; thence
northwesterly along the property line of Tract 18 a
distance of 190 feet more or less to the northeast
corner of said tract; thence proceeding in a south-
westerly direction along the property line of said
Tract 18 and Tract 17 a distance of 305 feet more or
less to the southwest corner of Tract 5, this point
also being on the centerline of the Northwest quarter
of Section 8; thence proceeding north on the centerline
of the Northwest quarter of Section 8, this also being
the west property line of Tract 5, Section 8, Township
29 North, Range 12 East, a distance of 790 feet more or
less to the south right-of-way line of Ferguson Road;
thence westerly along the south right-of-way line of
Ferguson Road a distance of 1,305 feet more or less to
the east right-of-way line of the Smith Road; thence
north along the east right-of-way line of the Smith
Road a distance of 2,680 feet more or less to the point
of beginning.

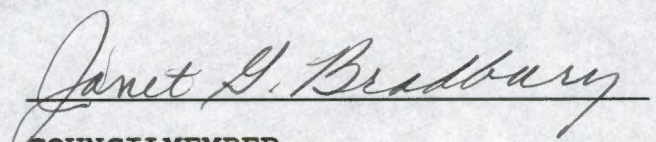
25 NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
26 THE CITY OF FORT WAYNE, INDIANA:

27 SECTION 1. That in the case of the Ferguson Road
28 Annexation, it is the policy of the City of Fort Wayne to
29 follow the provisions of Section 1.1 of Chapter 2 of the
30 Municipal Code of the City of Fort Wayne, Indiana of 1974, as
31 amended, with regards to the provision of non-capital and
32 capital services to the annexation area.

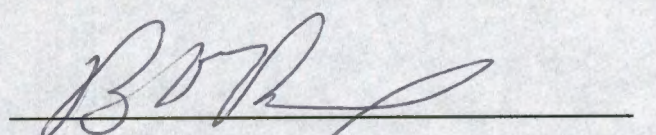
1 SECTION 2. That it is the policy of the City of Fort
2 Wayne to follow the annexation fiscal plan for said described
3 territory, as prepared by the Division of Community Develop-
4 ment and Planning, which is attached hereto and incorporated
5 herein.

6 SECTION 3. That said plan sets forth cost estimates of
7 the services to be provided, the methods of financing these
8 services, the plan for the organization and extension of these
9 services, delineates the non-capital improvement services to be
10 provided within one (1) year of annexation, the capital
11 improvement services to be provided within three (3) years of
12 annexation, and the plan for hiring employees of other govern-
13 mental entities whose jobs will be eliminated by this annexa-
14 tion.

15 SECTION 4. That said plan is hereby approved and
16 adopted by the Common Council of the City of Fort Wayne,
17 Indiana and shall be in full force and effect upon the effect-
18 ive date of the Ferguson Road Annexation Ordinance.

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20 
21 COUNCILMEMBER

22
23 APPROVED AS TO FORM AND LEGALITY

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25
26 BRUCE O. BOXBERGER, CITY ATTORNEY

Read the first time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne Indiana, on 5-14-85, the 19 day of May, at 9 o'clock AM, E.S

DATE:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Talarico, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>7</u>	<u> </u>	<u>1</u>	<u>1</u>	<u> </u>
<u>BRADBURY</u>	<u> </u>	<u> </u>	<u>✓</u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>EISBART</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>GiaQUINTA</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>HENRY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>REDD</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT</u>	<u>✓</u>	<u> </u>	<u> </u>	<u>✓</u>	<u> </u>
<u>STIER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ANNEXATION~~) (~~APPROPRIATION~~) (~~GENERAL~~) (~~SPECIAL~~) (~~ZONING MAP~~) ORDINANCE (RESOLUTION) NO. B80-85 on the 26th day of June, 19 85,

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Mark E. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of June, 19 85, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 26th day of June, 19 85, at the hour of 3:00 o'clock P.M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

Admn. Appr. _____

DIGEST SHEET

Q-PS-05-35

TITLE OF ORDINANCE Ferguson Road Annexation Resolution

DEPARTMENT REQUESTING ORDINANCE Community Development and Planning

SYNOPSIS OF ORDINANCE Resolution confirms that the City has developed

a definite policy for providing services to the Ferguson Road Annexation

area. It also clearly links the City's General Annexation Resolution

(Section 1.1 of Chapter 2 of the Municipal Code of the City of Fort

Wayne of 1974, as amended) to the Ferguson Road Annexation.

EFFECT OF PASSAGE The City will be more secure in meeting State

Annexation Law requirements.

EFFECT OF NON-PASSAGE The City will be less secure in meeting State

annexation law requirements

MONEY INVOLVED (Direct Cost, Expenditures, Savings) _____

To be explained by the Fiscal Plan to be prepared by Community Development

and Planning

ASSIGNED TO COMMITTEE (J.N.) _____

BILL NO. R-85-05-35

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS
REFERRED AN (~~ORDINANCE~~) (RESOLUTION) of the Common Council of the
City of Fort Wayne, Indiana setting forth the policy of the City of
Fort Wayne, Indiana in regards to the annexation of the Ferguson
Road Annexation Area

HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (~~ORDINANCE~~)

RESOLUTION
(RESOLUTION)

Do Pass

YES

NO

JANET G. BRADBURY
CHAIRWOMAN

THOMAS C. HENRY
VICE CHAIRMAN

SAMUEL J. TALARICO

PAUL M. BURNS

BEN A. EISBART

CONCURRED IN 6-25-85

SANDRA E. KENNEDY
CITY CLERK